

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

**Telecommunications Division
Carrier Branch**

RESOLUTION T-16822

R E S O L U T I O N

Resolution T-16822, SBC California (U-1001-C), Requests Authority to Deviate From its Filed Tariff Schedule Cal. P.U.C. A5.10, Exchange Services, Exchange Area Maps, in Order to Continue to Provide Service to Customers of Record from SBC's Sacramento Exchange.

By Advice Letter No. 24446, Filed on December 19, 2003.

Summary

This Executive Director Action Resolution authorizes SBC California (SBC) to deviate from its filed tariff schedule Cal. P.U.C. A5.10 Exchange Services, Exchange Area Maps, in order to continue to provide telephone service to customers of record from SBC's Sacramento Main Exchange.

Background

By Advice Letter (AL) No. 24446, filed on December 19, 2003, SBC requests authority to transfer 1.77 square miles from its Nicolaus Exchange to its Sacramento Main Exchange. At the time of filing, SBC reported that seven customers would be affected by the realignment. Three of the customers currently have foreign exchange service and already have Sacramento Main Exchange telephone numbers. These customers will benefit from the realignment. The other four customers will retain their current numbers without additional foreign exchange service charges until the number is disconnected or they make changes to their service. The addresses involved are:

<u>Address</u>	<u>Exchange</u>
10351 Garden Highway	Nicolaus
10361 Garden Highway	Nicolaus
10411 Garden Highway	Nicolaus
11100 Garden Highway	Nicolaus

SBC requests authority to deviate from its filed tariff schedule Cal. P.U.C. No A5.10 Exchange Service, Exchange Area Maps, to provide service on a cross-boundary basis.

Notice/Protests

SBC states that a copy of AL No. 24446 has been mailed to competing and adjacent utilities and interested parties. Notice of AL No. 24446 was published in the Commission Daily Calendar on December 24, 2003. No protest to this AL has been received.

Discussion

SBC filed AL 24446 to transfer 1.77 square miles from SBC California's Nicolaus Exchange to its Sacramento Main Exchange. This territory has been rural farmland with few residences. This filing is to correct inadvertent cross boundary feeds and to accommodate future growth in the surrounding area.

There are currently seven customers that will be affected by the proposed boundary realignment. Three of the customers are currently served from the Sacramento Main Exchange and are paying extra for Foreign Exchange Service. These three customers will be able to obtain 1FR (individual line flat rate residential) service in the Sacramento Main Exchange and avoid the extra charges. The remaining four customers will be grandfathered and served from the Nicolaus Exchange. SBC requests a deviation from its tariffs to allow these customers to be served on a cross-boundary basis from the Nicolaus Exchange without these four customers paying additional charges for Foreign Exchange Service. SBC requests this deviation to continue until such time as the customers terminate or change service. At that time they will be served with a number from the Sacramento Main Exchange.

Resolution T-9599, dated March 29, 1977, authorizes the Executive Director to grant requests by communications utilities to deviate from filed tariffs for customers whose exchange services are affected by a utility initiated boundary realignment or serving central office rearrangement, and the customer wishes to retain his existing service.

The Telecommunications Division (TD) has reviewed SBC AL No. 24446. TD concludes that SBC's request for authority to deviate from its filed tariff schedule Cal. P.U.C. A5.10, Exchange Service, Exchange Area Maps, to provide service on a cross-boundary basis is reasonable. TD recommends that the Commission approve this filing.

In light of the discussion above, we find TD's recommendations to be acceptable.

Commission approval is based on the specifics of this Advice Letter and does not establish a precedent for the contents of future filings or for Commission approval of similar requests.

Findings

1. SBC requests authority to transfer 1.77 square miles of rural land from its Nicolaus Exchange to its Sacramento Main Exchange. This is to correct inadvertent cross boundary feeds and to accommodate future growth in the immediate area.
2. SBC requests authority to deviate from its filed tariff schedule Cal. P.U.C. No. A5.10, Exchange Service, Exchange Area Maps, to provide service on a cross-boundary basis.
3. Three customers have been receiving service under Foreign Exchange Service from the Sacramento Main Exchange. They will be able to receive 1FR service in the Sacramento Exchange.
4. Four customers have been receiving service through the Nicolaus Exchange. The customers' addresses are:

<u>Address</u>	<u>Exchange</u>
10351 Garden Highway	Nicolaus
10361 Garden Highway	Nicolaus
10411 Garden Highway	Nicolaus
11100 Garden Highway	Nicolaus

5. These four customers have had their telephone numbers for some time and to rearrange their serving central office to the Sacramento Exchange will require changes in their telephone numbers.
6. SBC has contacted the customers and notified them of the proposed boundary realignment.
7. The customers have expressed to SBC that they desire to continue with their respective telephone numbers and existing service arrangements.
8. A tariff deviation, as SBC requests, would be in the best interest and least disruptive to the customers involved.
9. After reviewing AL No. 24446, TD recommends that the Commission approve this filing.
10. Pursuant to the authority granted the Executive Director in Resolution No. T-9599, SBC's request to deviate from its filed tariff schedule Cal. P.U.C. No. A5.10, for the four addresses identified in Finding No. 4 above, is just and reasonable and should be granted.

THEREFORE, IT IS ORDERED that:

1. SBC's request to deviate from its filed tariff schedule Cal. P.U.C. No. A5.10, Exchange Service, Exchange Area Maps, is granted.
2. SBC is authorized to grandfather the customers identified in Finding No. 3 and to provide them with service on a cross-boundary basis from the Nicolaus Exchange until they terminate, change, or transfer service.
3. SBC is authorized to make effective the tariff sheets attached to Advice Letter 24446. The effective date of the revised tariff sheets will be January 23, 2004.

This Resolution is effective today.

I hereby certify that this Resolution was adopted by Executive Action Resolution on January 21, 2004.

/s/ WILLIAM AHERN

WILLIAM AHERN
Executive Director